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49**Date:** August 2, 2005**To:** U.S. Patent and Trademark Office**Operator:** Linda Burkett**Fax #:** 571-273-8300**Recipient #:****From:** Mary Anthony Merchant, Ph.D.  
Reg. No. 39,771**RECEIVED  
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**Subject:** U.S. Patent Application No. 09/943,138  
First Named Inventor: DYER, Wallace K.  
Attorney Docket No.: DYER2Number of pages including this cover sheet = **33**  
If all pages are not received, please call 404-885-3615**\*\*\* COMMENTS \*\*\*****RCE and RESPONSE TO OFFICE ACTION**

Certificate of Transmission (1)  
Request for RCE (1)  
Fee Transmittal (1)  
Petition for Extension of Time (1) (copy)  
Response (12)(2)  
2 Declarations (13)

1531071-1

PTO/SB/97 (09-04)

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on August 2, 2005  
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Applicant: Dyer, Wallace K. Group Art Unit: 1639  
Serial No.: 09/943,138 Examiner: Epperson, Jon D.  
Filing Date: August 30, 2001 Docket No.: DYER2  
Title: Methods and Compositions for Tissue Augmentation

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Effective on 12/08/2004  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818)**FEE TRANSMITTAL  
FOR FY 2005** Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 620.00)

**Complete if Known**

Application Number	09/943,198
Filing Date	August 30, 2001
First Named Inventor	DYER, Wallace
Examiner Name	Epperson, Jon D..
Art Unit	1639
Attorney Docket No	DYER2

**METHOD OF PAYMENT** (check all that apply) Check     Credit Card     Money Order     None     Other (please identify) \_\_\_\_\_ Deposit Account    Deposit Account number 20-1507    Deposit Account Name Troutman Sanders LLP

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**FEES CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fee Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent

Small Entity

Fee (\$) Fee (\$)

50 25

Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent

200 100

Multiple dependent claims

360 180

Total Claims    Extra Claims    Fee (\$)    Fee Paid (\$)    Multiple Dependent Claims

Fee (\$)    Fee Paid (\$)

- 20 or MP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

MP = highest number of total claims paid for, if greater than 20

Indep. Claims    Extra Claims    Fee (\$)    Fee Paid (\$)

Fee (\$)    Fee Paid (\$)

- 3 or MP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

MP = highest number of total claims paid for, if greater than 20

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(b).

Total Sheets    Extra Sheets    Number of each additional 50 or fraction thereof    Fee (\$)    Fee Paid (\$)

- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

Fee Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fee Paid (\$)

Other: Filing Fee for RCE - \$790.00 Two Month Extension of Time Fee - \$450.00

\$1240.00

SUBMITTED BY

Signature \_\_\_\_\_ Registration No. 39,771  
(Attorney/Agent) Telephone 404-683-3652

Name (Print/Type) Mary Anthony Merchant, PhD

Date August 2, 2005

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete the form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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